

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Herbert I. Levy, Acting Presiding Justice; Honorable Gene M. Gomes, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Shandra Gallagher, Assistant Deputy Clerk.

F044123 Stephens v. Co of Tulare et al.

Parties stipulate that (1) Cornell, J., the absent assigned justice, participate in the determination of this appeal, and (2) Cornell, J. to listen to the tape recording of oral proceedings upon his/her return.

Cause called and argued by Thomas Tusan, Esq., counsel for appellant and by Crystal E. Sullivan, Esq., Deputy County Counsel, counsel for respondent.

Submission deferred until Monday, October 18, 2004 for Cornell, J. to listen to the tape recording of oral argument.

F042778 People v. Wallace

Parties stipulate that (1) Cornell, J., the absent assigned justice, participate in the determination of this appeal, and (2) Cornell, J. to listen to the tape recording of oral proceedings upon his/her return.

Cause called and argued by Catherine G. Tennant, Esq., Deputy Attorney General, counsel for respondent and by Scott Concklin, Esq., counsel for appellant.

Submission deferred until Monday, October 18, 2004 for Cornell, J. to listen to the tape recording of oral argument.

Court recessed until Monday, October 18, 2004 at 10:00 A.M.

F042839 In re the Marriage of Valladares

Appellant's petition for rehearing filed herein is denied.

F043273 Friends of the Santa Clara River et al. v. Castaic Lake Water Agency et al.

Filed order granting request for publication of the opinion.

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F043459 People v. Montemayor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F043459 People v. Montemayor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043522 People v. Orovitz

Appellant's petition for rehearing filed herein is denied.

F045872 People v. Delagarza

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F044379 People v. Valdez, Jr.

The judgment is affirmed. The matter is remanded to the superior court for issuance of a new abstract of judgment showing the sentence for count 4, possession of ammunition by a felon, is stayed pursuant to section 654. Cornell, J.

We concur: Vartabedian, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F044721 In re Jesse C., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

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Fifth Appellate District

F044721 In re Jesse C., a Minor

The judgment is affirmed with directions.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043845 In re Julio T., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F043845 In re Julio T., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045790 People v. Rueff

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F040650 Rezac v. XYI*STR

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F045934 People v. Gonzales

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F045924 People v. Luttrell

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.